

Docket No.: E0295.70190US00  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Michael Kilian et al.  
Serial No.: 10/731,790  
Confirmation No.: 4910  
Filed: December 9, 2003  
For: METHOD AND APPARATUS FOR DATA RETENTION IN A  
STORAGE SYSTEM  
Examiner: J. D. Wong  
Art Unit: 2166

**Certificate of Electronic Filing Under 37 CFR 1.8**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: June 12, 2009

Signature: 

**RESPONSE TO INTERVIEW SUMMARY**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Madam:

This paper responds to an Interview Summary mailed by Examiners Vincent Boccio and Joseph Wong on May 12, 2009, summarizing a telephone interview that took place on May 6, 2009 between Examiners Boccio and Wong, and Applicant's representative, Scott Gerwin. Applicant would like to clarify two points with respect to this Interview Summary.

First, the Interview Summary states that Applicant proposed a specialized meaning for the term content address. Applicant disagrees that Applicant's representative proposed any specialized meaning for this claim term. Rather, Applicant's representative pointed out that claim 65 requires that a content address be generated, at least in part, from at least a portion of the content of the unit of content that it identifies and that the portions of MacPhail relied on by the Examiner as purportedly teaching a content address did not teach any identifier generated in this manner. During the interview, Examiner Wong asked Applicant's representative to identify where such a content

address was described in the specification, and Applicant's representative pointed to several portions of the specification that describe examples of content addresses.

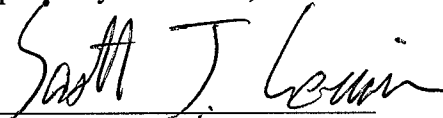
Second, the interview summary states that Applicant argued that the descriptor of "MEMO" or "BUDGET" described in MacPhail are not content addresses because these descriptors are not unique or usable by the storage system to locate the content. Applicant respectfully disagrees with this characterization of Applicant's representative's argument. In particular, Applicant's representative did not argue that the descriptors "MEMO" and "BUDGET" were not content addresses because they were not unique. To the contrary, Applicant's representative expressly stated that there is no requirement that a content address be guaranteed to be unique. Rather, Applicant's representative pointed out that the descriptors "MEMO" and "BUDGET" could not be considered to be a content address because claim 65 requires that there be a request from a host computer to delete a unit of content that identifies the unit of content using a content address. Applicant's representative pointed out that, in MacPhail, there is no request from a host computer to delete a unit of content that identifies the unit of content using the descriptor "MEMO" or "BUDGET."

If Examiners Boccio or Wong disagree with any of the foregoing, each is respectfully requested to contact Applicant's representative so that the record may be made clear.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 23/2825 under Docket No. E0295.70190US00 from which the undersigned is authorized to draw.

Dated: June 12, 2009

Respectfully submitted,

By 

Scott J. Gerwin

Registration No.: 57,866

WOLF, GREENFIELD & SACKS, P.C.

Federal Reserve Plaza

600 Atlantic Avenue

Boston, Massachusetts 02210-2206

617.646.8000